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 FACEBOOK, INC. and MARK ZUCKERBERG

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN JOSE DIVISION

15 FACEBOOK, INC. and MARK
 ZUCKERBERG,

16 Plaintiffs,

17 v.

18 CONNECTU, INC. (formerly known as
 19 CONNECTU, LLC), CAMERON
 WINKLEVOSS, TYLER WINKLEVOSS,
 20 DIVYA NARENDRA, PACIFIC
 NORTHWEST SOFTWARE, INC.,
 21 WINSTON WILLIAMS, WAYNE CHANG,
 and DAVID GUCWA AND DOES 1-25,

22 Defendants.
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Case No. 5:07-CV-01389-RS

**[PROPOSED] ORDER GRANTING
 PLAINTIFFS' MOTION TO STRIKE
 CONNECTU LLC'S AFFIRMATIVE
 DEFENSES**

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The Court, having considered Facebook Inc. and Mark Zuckerberg’s Motion to Strike ConnectU LLC’s Affirmative Defenses, the papers filed in support of said motion, the papers filed in response by Defendant ConnectU LLC, and any oral argument as may be presented in connection with the hearing on this matter, hereby orders as follows:

1. ConnectU LLC’s Second, Third, Fourth, Fifth, Seventh, Eighth, Ninth, Tenth and Thirteenth affirmative defenses are insufficient as a matter of law and fail to provide Facebook Inc. fair notice as required by Federal Rule of Civil Procedure 8; and

2. Plaintiffs’ Motion to Strike ConnectU LLC’s Affirmative Defenses is GRANTED, with leave to amend.

IT IS SO ORDERED.

Dated: July __, 2007

The Honorable Richard Seeborg
United States Magistrate Judge
Northern District of California

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CERTIFICATE OF SERVICE

I hereby certify that this document(s) filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on July 10, 2007.

Dated: July 10, 2007.

Respectfully submitted,

/s/
Theresa A. Sutton